

Document: Notice of Rule Adoption, **Register Page Number:** 25 IR 2276

Source: April 1, 2002, Indiana Register, Volume 25, Number 7

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**TITLE 405 OFFICE OF THE SECRETARY OF
FAMILY AND SOCIAL SERVICES**

LSA Document #01-303

Under IC 12-8-3-4.4, LSA Document #01-303, printed at 25 IR 847, which amends 405 IAC 5-24-4 to add that reimbursement for legend drugs reimbursed by the Indiana Health Coverage Programs shall be the lower/lowest of the following: (1) The estimated acquisition cost of the drug as of the date of dispensing, plus any applicable Medicaid dispensing fee; (2) If applicable, the federal maximum allowable cost (MAC) of the drug (as determined by the Centers for Medicare and Medicaid services under 42 CFR 447.332) as of the date of dispensing, plus any applicable Medicaid dispensing fee; (3) if applicable, the state maximum allowable cost (MAC) of the drug (as determined by the office) as of the date of dispensing, plus any applicable Medicaid dispensing fee. (4) The provider's submitted charge, representing the provider's usual and customary charge for the drug, as of the date of dispensing; minus a recipient copayment amount, where applicable, was adopted by the Office of the Secretary of Family and Social Services on February 11, 2002. The rule which was adopted is the same version as the proposed rule which was published in the Indiana Register on December 1, 2001.